

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Akio Uchiyama, et al.	Examiner:	Renee A. Danega
Serial No:	10/564,303	Art Unit:	4111
Filed:	January 10, 2006	Docket:	19476
For:	IN-VIVO INFORMATION ACQUISITION AND IN-VIVO INFORMATION ACQUISITION APPARATUS SYSTEM	Dated:	January 7, 2008
Conf. No.:	8935		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Pursuant to the restriction requirement imposed in the Official Action dated December 6, 2007, Applicants elect the claims of Group I, i.e., Claims 1-17 and 34-38 for continued prosecution herein.

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website on the date set forth below.

Dated: January 7, 2008


Thomas Spinelli

Claims 1-38 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. § 121. Specifically, the Official Action avers that the following inventions are present in the claims:

Group I, claim(s) 1-17 and 34-38, drawn to an in-vivo information acquisition apparatus and a method for acquiring in-vivo information; and

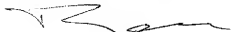
Group II, claim(s) 18-33, drawn to an in-vivo information acquisition apparatus.

It is the Examiner's position that the inventions listed as Groups I and II are distinct from each other.

In response to the Examiner's requirement for restriction, Applicants elect to prosecute the subject matter of Group I, Claims 1-17 and 34-38. However, Applicants reserve the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected subject matter in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,



Thomas Spinelli
Registration No.: 39,533

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza, Suite 300
Garden City, New York 11530
(516) 742-4343
TS:cm